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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

MICHAEL ZETO,

Defendant.

2:22-cr-00085-GMN-DJA

**STIPULATION AND ~~PROPOSED~~
PROTECTIVE ORDER**

The United States, by and through its counsel of record, and defendant Michael Zeto, by and through their undersigned counsel (collectively, hereinafter "the parties"), respectfully move for entry of a Protective Order governing discovery provided to the defendant in this matter in accord with the following Stipulation.

1 Whereas, the parties recognize that various federal and state laws and regulations
2 extend protections and limitations regarding the use, disclosure or publication of information
3 associated with the privacy and identity of an individual, including, but not limited to, social
4 security number, date of birth, address, telephone number, driver's license number, financial
5 information, banking information, and tax information, which is hereinafter collectively
6 referred to as "Protected Personal Information" ("PPI").

7 Whereas, the parties recognize that discovery in the above-captioned case is likely
8 to be voluminous and may include documents and other evidence containing PPI or that are
9 otherwise sensitive.

10 Whereas, the parties desire to provide for the timely and expeditious exchange of
11 discovery while simultaneously guarding against the inappropriate use, disclosure, or
12 publication of any PPI associated with any party or third party or any other sensitive
13 information.

14
15 Whereas, in light of the above, the parties have conferred on this matter and have
16 reached agreement on the exchange and handling of materials provided in discovery.

17 **IT IS HEREBY STIPULATED AND AGREED** by and between the undersigned
18 parties, as follows:

19 1. All materials provided as discovery by the government, including, but not
20 limited to, emails and attachments, bank records, recordings, investigators' or agency
21 reports, witness statements, memoranda of interviews, computer hard drives and other
22 electronic media, and any other documents provided by the government other than trial
23 exhibits (*i.e.*, items actually admitted during the trial and made part of the record), in
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1 preparation for or in connection with any stage of the proceedings in this case, including
2 pre-indictment, shall be referred to as “Discovery Materials.”

3 2. The government may produce Discovery Materials to the defendant without
4 redacting PPI.

5 3. Unless otherwise authorized by the Court, access to Discovery Materials
6 produced by the government will be restricted to the defendant, attorneys for the defendant,
7 and any agents, contractors, or employees acting on behalf of the defendant and/or his
8 attorneys in connection with the above-captioned matter (hereinafter referred to collectively
9 as “Authorized Person(s)").

10 4. Attorneys for the defendant will ensure that all Authorized Persons receive a
11 copy of this Stipulation and are familiar with its terms and conditions.

12 5. Except when carrying out duties or when acting on behalf of the defendant
13 and/or his attorneys in connection with the above-captioned matter, an Authorized Person
14 shall not, without leave of Court:

- 15 a. grant or permit access to Discovery Materials by any non-Authorized
16 Person.
 - 17 b. allow or permit any non-Authorized Person to read, review, or reproduce
18 any Discovery Materials.
 - 19 c. distribute any Discovery Materials, by any means, to any non-Authorized
20 Person.
 - 21 d. use or disclose Discovery Materials for any purpose other than in connection
22 with the defense of the above-captioned matter.
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e. use or disclose Discovery Materials in connection with any pleadings or proceedings in the above-captioned matter without first redacting any PPI, unless the PPI is directly relevant to the matter at issue.

f. use or disclose PPI in connection with any pleadings or proceedings in the above-captioned matter unless the PPI is directly relevant to the matter at issue.

6. An Authorized Person shall not, without leave of Court, permit any non-Authorized Person to retain any copies of Discovery Materials. Unless otherwise authorized by the Court, upon conclusion of the above-captioned matter, the defendant's attorney shall return any and all copies of Discovery Materials to the attorneys for the United States, or provide them with written certification that the Discovery Materials have been destroyed.

7. Nothing in the agreement shall be deemed an admission of the evidentiary admissibility or inadmissibility of any of the Discovery Materials in any subsequent proceeding.

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1 WHEREFORE, the undersigned respectfully request that the Court accept
2 and enter this Stipulation as the Protective Order governing discovery in this case.

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4 Respectfully submitted,

5 CHRISTOPHER CHIOU
6 Acting United States Attorney

7 /s/ Daniel Zytneck

May 10, 2022

Date

8 TIMOTHY FINLEY
9 DANIEL ZYTNIK

10 Trial Attorneys

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13 /s/ Joanne Diamond (with permission)

May 10, 2022

Date

14 JOANNE DIAMOND

Assistant Federal Defender

15 Counsel for Defendant Michael Zeto

16 **IT IS SO ORDERED.**

17 DATED this 11th day of May, 2022.

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19 _____
20 HON. DANIEL J. ALBREGTS
21 UNITED STATES MAGISTRATE JUDGE
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